BILL NO. Z-77-05-12

ZONING MAP ORDINANCE NO. Z-15-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G-7

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R 3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. G-7, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots numbered 50 and 51 in Delta Heights Addition to the City of Fort Wayne, County of Allen, Indiana.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Vivian G. Schmidt
Councilman

APPROVED AS TO FORM AND LEGALITY,
[illegible]
ATTORNEY

Read the first time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations and the City Plan Commission for ~~recommendation~~ and ~~Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19__, at _____ o'clock _____ M., E.S.T.~~

DATE: 5-10-77

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage.

PASSED ~~(LOST)~~ by the following vote:

| | AYES | NAYS | ABSTAINED | ABSENT | TO-WIT: |
|---|---|---|---|---|---|
| TOTAL VOTES | 7 | 1 | | 1 | |
| BURNS | X | | | | |
| HINGA | X | | | | |
| HUNTER | | | | X | |
| MOSES | X | | | | |
| NUCKOLS | X | | | | |
| SCHMIDT, D. | X | | | | |
| SCHMIDT, V. | X | | | | |
| STIER | | X | | | |
| TALARICO | X | | | | |

DATE: 7-12-77

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) ~~(GENERAL)~~ (ANNEXATION) (SPECIAL) (APPROPRIATION) ORDINANCE (RESOLUTION) No. Z-15-77 on the 12th day of July, 19 77

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of July, 1977, at the hour of 1:00 o'clock P. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 13th day of July, 1977, at the hour of 2:30 o'clock P. M., E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 10, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-05-12; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 20, 1977;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 27, 1977.

Certified and signed this
28th day of June, 1977.

Joseph N. Adair

Joseph N. Adair
Secretary

Bill No. Z-77-05-12

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. G-7

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

VIVIAN G. SCHMIDT - CHAIRMAN — Vivian G. Schmidt

WINFIELD C. MOSES, JR. - VICE CHAIRMAN — [signature]

WILLIAM T. HINGA — William T. Hinga

DONALD SCHMIDT — [signature]

SAMUEL J. TALARICO — Samuel J. Talarico

DATE 7-12-77 CONCURRED IN

CHARLES W. WESTERMAN, CITY CLERK

**RECEIPT** Date April 4 1977 No. 6948

Received From Wm F. Roebel

Address

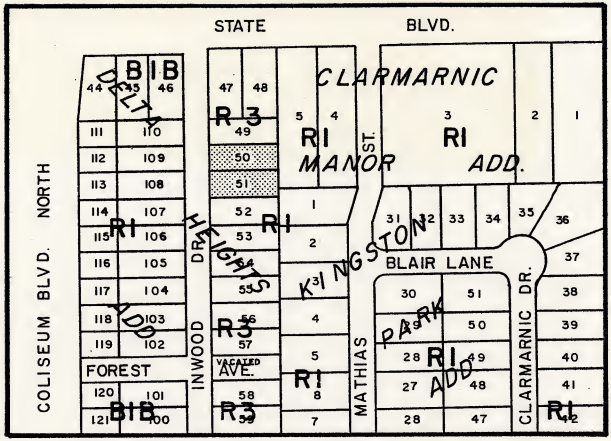
Fifty Dollars $ 50.00

For Rezoning Lots #50 & 51 Delta Heights Addn

| ACCOUNT | | | HOW PAID | | |
|---|---|---|---|---|---|
| AMT. OF ACCOUNT | 50 | 00 | CASH | | |
| AMT. PAID | 50 | 00 | CHECK #2196 | | |
| BALANCE DUE | | | MONEY ORDER | | |

By City Plan (pr)

GrayLine BUSINESS FORM—PRODUC OF WILSON JONES




TO BE REZONED FROM RI TO R3

Z-77-05-12

N

DATE 4-8-77

MAP G-7

DRAWN BY R.K.

PETITION FOR ZONING ORDINANCE AMENDMENT Receipt No. _____

Date Filed _____

Intended Use _____

I/We Warren J. Wood & William F. Roebel
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an R-1 District to a/an R-3 District the property described as follows:

Lots numbered 50 & 51 in Delta Heights Addition to the City of Fort Wayne, County of Allen, Indiana

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

| (Name) | (Address & Zip Code) | (Signature) |
|---|---|---|
| John B. Bostick, Jr. | Maurice Lehman | |
| John B. Bostick Jr. | Maurice Lehman | |

(If additional space is needed, use reverse side)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under advisement shall be filed, in writing, in the office of Community Development and Planning, by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for the meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance. (FILING FEE: $50.00)

Name and address of the preparer, attorney or agent.

| (Name) | (Address & Zip code) | (Telephone Number) |
|---|---|---|
| Wm. F. Roebel | 830 W. Dupont Rd., Ft. Wayne, In. | 489-4682 |

Copy To -- Michael C. Dahm 1400 Lincoln Bank Tower, Ft. Wayne, IN 423-4311

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Number assigned by Bill Salin's office: # 3598 Admn. Appr.

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment Ordinance Z-77-05-12

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Lots # 50 and # 51 in Delta Heights Addition, generally located on the east side of Inwood Drive, and approximately 204 feet south of E. State Blvd.

From "R1" to "R3"

EFFECT OF PASSAGE Property is presently zoned "R1" - Single family residential. Petitioners are requesting an "R3" District- Multiple Family Residential. Offices and studios are permitted in the "R3", following approval by the Board of Zoning Appeals.

EFFECT OF NON-PASSAGE Property would remain "R1"

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) Regulations

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

July 14, 1977

Ms. Virgina Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of July 18 and July 25, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-77-04-07
General Ordinance No. G-26-77

Bill No. Z-77-05-09
Zoning Map Ordinance No. Z-14-77

Bill No. G-77-02-07
General Ordinance No. G-25-77

Bill No. Z-77-05-12
Zoning Map Ordinance No. Z-15-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne
ENCL: 4



© F.W.B.C. 1974

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

## PUBLISHER'S CLAIM

LINE COUNT

| | | |
|---|---|---|
| Display | Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines | |
| Head | number of lines | 6 |
| Body | number of lines | 68 |
| Tail | number of lines | 2 |
| | Total number of lines in notice | 76 |

COMPUTION OF CHARGES

| | |
|---|---|
| 76⅝ lines, 1 columns wide equals 76 equivalent lines at .259¢ cents per line | $ 19.68 |
| Additional charge for notices containing rule or tabular work (50 per cent of above amount) | |
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | 1.50 |
| TOTAL AMOUNT OF CLAIM | $ 21.18 |

DATA FOR COMPUTING COST

Width of single column 9.9 ems

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

ZONING MAP ORDINANCE
1907
BILL NO. Z-77-05-12
AN ORDINANCE amending th
City of Fort Wayne
Zoning Map No. G-7
BE IT ORDAINED BY THE COM- sion and penalties of Ch. 89, Acts 1967,
MON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:
SECTION 1. That the area de-
scribed as follows is hereby desig-
nated an R 3 District under the terms
of Chapter 36, Municipal Code of the
City of Fort Wayne Zoning Map No.
G-7, reterred to therein, established
by Section 9, Article III of said Chap-
ter as emended, are hereby changed
accordingly, to-wit:
Lots numbered 50 and 51 in Delta
Heights Addition to the City of Fort
Wayne, County of Allen, Indiana.
SECTION 2. This Ordinance shall
be in full force and effect from and
after its passage, approval by the
Mayor, and legal publication thereof.
VIVIAN G. SCHMIDT
Councilman
Read the third time in full and on
motion by V. Schmidt, seconded by
Hinga, and duly adopted, placed on
its passage. Passed by the following
vote: AYES: Seven
Burns, Hinga, Moses, Nuckols, D.
Schmidt, V. Schmidt, Talarico
NAYS: One
Stair Absent: One
Hunter Date: 7-12-77
Charles W. Westerman
City Clerk
Passes and adopted by the Com-
mon Council of the City of Fort
Wayne, Indiana, as Zoning Map Ordi-
nance No. Z-15-77 on the 12th day of
July, 1977, ATTEST:
Charles W. Westerman
City Clerk
(SEAL)
John Nuckols
Presiding Officer
Presented by me to the Mayor of
the City of Fort Wayne, Indiana, on
the 13th day of July, 1977, at the hour
of 1:00 o'clock P.M., E.S.T.
Charles W. Westerman
City Clerk
Approved and signed by me this
13th day of July, 1977, at the hour of
2:30 o'clock P.M., E.S.T.
Robert E. Armstrong
Mayor
I, Charles W. Westerman, Clerk of
the City of Fort Wayne, Indiana, do
hereby certify that the above and
foregoing is a full, true and complete
copy of Zoning Map Ordinance No. Z-
15-77 passed by the Common Council
on the 12th day of July, 1977, and that
said Ordinance was duly signed and
approved by the Mayor on the 13th
day of July, 1977 and now remains on
file and on record in my office. WIT-
NESS my hand, and the official seal
of the City of Fort Wayne, Indiana,
this 13th day of July, 1977.
CHARLES W. WESTERMAN
CITY CLERK

7—18.25

COPY OF
MENT HERE

he foregoing account is just and correct, that the amount claimed is legally due, after allowing all just
rt of the same has been paid.

Arvilla DeWald

Title CLERK

25, 19 77

### PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city ~~town~~ of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

7/18-25/77

Arvilla DeWald

Subscribed and sworn to before me this 25th day of July 19 77

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne
(Governmental Unit)
Allen County, Ind.

To JOURNAL-GAZETTE Dr.
FORT WAYNE, INDIANA

# PUBLISHER'S CLAIM

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COMPUTION OF CHARGES

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| 76 lines, 1 columns wide equals 76 equivalent lines at 259¢ cents per line | $ 19.68 |
| Additional charge for notices containing rule or tabular work (50 per cent of above amount) | |
| Charge for extra proofs of publication (50 cents for each proof in excess of two) | 1.50 |
| TOTAL AMOUNT OF CLAIM | $ 21.18 |

DATA FOR COMPUTING COST

Width of single column 9.9 ems — Size of type 5½ point

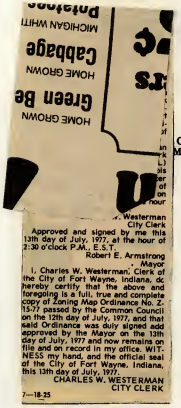
Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Arvilla DeWald

Date July 25, 19 77 — Title CLERK




COPY OF MENT HERE

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ALLEN County }

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(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

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no part of the same has been paid.

V. E. Gerken

25, 19 77

Title CLERK

ZONING MAP ORDINANCE NO. Z-1977

BILL NO. Z-77-05-12

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. G-7

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an R 3 District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne Zoning Map No. G-7, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots numbered 50 and 51 in Delta Heights Addition to the City of Fort Wayne, County of Allen, Indiana.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

VIVIAN G. SCHMIDT
Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. Passed by the following vote: AYES: Seven

Burns, Hinga, Moses, Nuckols, D. Schmidt, V. Schmidt, Talarico

NAYS: One

Stair Absent: One

Hunter Date: 7-12-77

Charles W. Westerman
City Clerk

Passes and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-15-77 on the 12th day of July, 1977. ATTEST:

Charles W. Westerman
City Clerk
(SEAL)

ACH COPY OF
TISEMENT HERE

John Nuckols
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of July, 1977, at the hour of 1:00 o'clock P.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 13th day of July, 1977, at the hour of 2:30 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-15-77 passed by the Common Council on the 12th day of July, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 13th day of July, 1977 and now remains on file and on record in my office. WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of July, 1977.

CHARLES W. WESTERMAN
CITY CLERK

7—18-25

### PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city (town) of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

7/18-25/77

V. E. Gerken

Subscribed and sworn to before me this 25th day of July 1977

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts

Common Council of Fort Wayne (Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V. E. Gerken

Date July 25, 19 77 — Title CLERK

ATTACH COPY OF ADVERTISEMENT HERE

Uncle Ra

A certain man went to pris
Prisoner Proved He
ing money from a ban
He had been accused of tak
thing which all is in doubt
be was guilty or not Is some
on in the year 1898. Wherhe
where he had been a fello

7/18

City Clerk

Approved and signed by me this 12th day of July, 1977, at the hour of 2:30 o'clock P.M., E.S.T.

Robert E. Armstrong
Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-15-77 passed by the Common Council on the 12th day of July, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 13th day of July, 1977 and now remains on file and on record in my office. WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of July, 1977.

CHARLES W. WESTERMAN
CITY CLERK

7—18-25

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7/18-25/77

V. E. Gerken

Subscribed and sworn to before me this 25th day of July 1977

Notary Public

My commission expires September 28, 1979